


SIMTEK6265

IN THE UNITED STATES PATENT OFFICE

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DEC 05 2005In re Application of
Naoya Isoda
Masahiko, EnoyoshiApp. No.: 10/064508
Filed: July 23, 2002
Conf. No.: 6620
Title: ENGINE CONTROL METHOD
AND DEVICE FOR A VEHICLE
Examiner: T. Lewis
Art Unit: 3618I hereby certify that this correspondence and all
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December 5, 2005


Ernest A. Beutler
Reg. No. 19901Commissioner for Patents
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Alexandria, VA 22313-1450TRANSMITTAL OF TERMINAL DISCLAIMER

Dear Sir:

In response to the decision of the Board of Appeals, dated October 27, 2005, rejecting all of the Examiner's art rejections but affirming the obvious type double patenting rejection, and indicating that a Terminal Disclaimer would overcome that rejection, attached hereto is such a disclaimer and a credit card authorization for the associated fee. Please enter this into the file and favorably act upon the case

Respectfully submitted:


Ernest A. Beutler
Reg. No. 19901Phone (949) 721-1182
Pacific Time

DEC 05 2005

PTO/SB/26 (10-05)

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REJECTION OVER A PENDING "REFERENCE" APPLICATION**Docket Number (Optional)
SIMTEK6265

In re Application of: Naoya Isoda et al

Application No.: 10/064,508

Filed: July 23, 2002

For: Engine Control Method and Device For A Vehicle

The owner, Kabushiki Kaisha Moric, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 10/064,507 filed on July 23, 2002, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.


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